

REMARKS

Claims 1, 7, 8, 28-40, 49, 53-68, 98, 99 and 101-124 are pending. Claims 101-124 are withdrawn.

Claim 8 is amended to correct dependency. Claim 64 is amended to add a comma. It is submitted no new matter or new issues requiring a search are presented by these amendments.

Allowable Subject Matter

Applicant thanks the Examiner for indicating Claim 1, previously Claim 28, would be allowable if a Declaration were submitted detailing that the unexpected results exhibited by alloy of the invention examples F and B would be expected to occur over the entire claimed (narrow) alloying ranges.

Accordingly, a Declaration under Rule 132 to detail this is concurrently submitted with this response.

All the claims depend directly or indirectly from Claim 1. Thus, it is respectfully submitted this Declaration overcomes the rejection of Claims 1, 7, 8, 28-40, 49, 53-68, and 98-99 under 35 USC §103(a) as being unpatentable over Chakrabarti et al. (US 2002/0121319 A1).

Rejoinder

Also, rejoinder of the withdrawn claims is respectfully requested since they are claims for methods for making alloy product having the composition of Claim 1.

Conclusion

In view of the above it is respectfully submitted all objections and rejections are overcome. Thus, a Notice of Allowance is respectfully requested.

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Respectfully submitted,
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